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17 **UNITED STATES DISTRICT COURT**
18 **NORTHERN DISTRICT OF CALIFORNIA**

19 VISHAL SHAH and JAYDEN KIM,
20 individually and on behalf of all others
21 similarly situated,

22 v.

23 FANDOM, INC.,

24 Plaintiffs,

25 Defendant.

26 Case No. 3:24-cv-01062-RFL

27 **PLAINTIFFS' NOTICE OF
28 SUPPLEMENTAL AUTHORITY**

1 Plaintiffs Vishal Shah and Jayden Kim (“Plaintiffs”) respectfully submit this Notice of
2 Supplemental Authority regarding the pending Motion For Leave To File A Motion For
3 Reconsideration, Or In The Alternative, Certifying Order For Interlocutory Appeal. *See* ECF Nos.
4 41, 43, 46. Plaintiffs bring to the Court’s attention to a December 12, 2024 Order by the Honorable
5 Charles R. Breyer of the Northern District of California in *Mirmalek v. Los Angeles Times*
6 *Communications LLC*, Case No. 3:24-cv-1797, ECF No. 30 (N.D. Cal. Dec. 12, 2024). The
7 *Mirmalek* Order is attached hereto as **Exhibit 1**. Specifically, this decision is relevant to the parties’
8 respective arguments concerning whether there is a substantial ground for disagreement on the legal
9 issue of whether third-party online trackers are pen registers.

10 Dated: December 16, 2024

11 Respectfully submitted,

12 **BURSOR & FISHER, P.A.**

13 By: /s/ L. Timothy Fisher
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